IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF OKLAHOMA

SYLVESTER SHANNON,)
)
Plaintiff,)
)
vs.) Case No. CIV-05-644-T
) (Referred to U.S. Magistrate Judge
JO ANNE B. BARNHART,) DOYLE W. ARGO)
Commissioner of the)
Social Security Administration,)
)
Defendant.)

JUDGMENT AND ORDER OF REMAND UNDER SENTENCE FOUR

On examination of the Unopposed Motion to Reverse and Remand to Agency by Defendant (Court Docket # 15) and review of the file, the Court finds:

- 1. Judgment should be entered reversing the decision of the Commissioner and remanding this case to the Defendant for further administrative action pursuant to sentence four of § 205(g) of the Social Security Act, 42 U.S.C. § 405(g). *Melkonyan v. Sullivan*, 501 U.S. 89 (1991).
- 2. Upon remand, the Administrative Law Judge (ALJ) will:
 - a. Obtain testimony from a medical expert regarding the nature of limitations arising from Plaintiff's affective disorder, which would remain, even if Plaintiff stopped using alcohol.
 - b. Analyze the materiality of Plaintiff's alcohol use, in light of the evidence, including the medical expert's testimony.
 - c. Obtain additional testimony from a vocational expert concerning whether jobs exist in the national economy for an individual of Plaintiff's age, education, past relevant work experience, and residual functional capacity.

IT IS SO ORDERED, ADJUDGED AND DECREED.

Dated this 29th day of December, 2005.

RALPH G. THOMPSON

UNITED STATES DISTRICT JUDGE